

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 189.2(2) and 215.24, the Department of Agriculture and Land Stewardship hereby amends Chapter 85, “Weights and Measures,” Iowa Administrative Code.

The amendment updates the reference to the handbooks used for specifications and regulations for commercial weighing and measuring devices and for packaging and labeling and method of sale.

Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 8092B** on September 9, 2009.

No changes have been made to the Noticed document, and no comments were received from the public.

This amendment is intended to implement Iowa Code sections 189.9, 189.13, 189.17, 215.14, 215.18 and 215.23.

This amendment will become effective December 23, 2009.

The following amendment is adopted.

Amend rule 21—85.39(189,215) as follows:

21—85.39(189,215) Weights and measures. The specifications, tolerances and regulations for commercial weighing and measuring devices, together with amendments thereto, as recommended by the National Institute of Standards and Technology and published in National Institute of Standards and Technology Handbook 44 amended or revised as of July 4, ~~2007~~ 16, 2009, shall be the specifications, tolerances and regulations for commercial weighing and measuring devices in the state of Iowa, except as modified by state statutes, or by rules adopted and published by the Iowa department of agriculture and land stewardship and not rescinded.

The National Institute of Standards and Technology (NIST) Handbooks 130 and 133: Weights and Measures Law, Packaging and Labeling, Method of Sale, Type Evaluation and Checking the Net Contents of Packaged Goods, and all supplements, as promulgated by the National Institute of Standards and Technology amended or revised as of July 4, ~~2007~~ 16, 2009, are adopted in their entirety by this reference.

This rule is intended to implement Iowa Code sections 189.9, 189.13, 189.17, 215.14, 215.18 and 215.23.

[Filed 10/27/09, effective 12/23/09]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 11/18/09.